


FORM PTO-1390 (REV. 1-98)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER	
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371				IRC253	
				U.S. APPLICATION NO. (If known, see 37 CFR 1.5)	
INTERNATIONAL APPLICATION NO. PCT/US98/21487		INTERNATIONAL FILING DATE 13 October 1998 (13.10.98)		PRIORITY DATE CLAIMED 14 October 1997 (14.10.97)	
TITLE OF INVENTION FLOOR COVERING WITH WOVEN FACE					
APPLICANT(S) FOR DO/EO/US Graham Scott, David D. Oakey, John Bradford					
<p>Applicants herewith submit to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 37 (b) and PCT Articles 22 and 39(1). <input checked="" type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). <input type="checkbox"/> has been transmitted by the International Bureau. <input checked="" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). <input type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)). <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau). <input type="checkbox"/> have been transmitted by the International Bureau. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. <input checked="" type="checkbox"/> have not been made and will not be made. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)). <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). (unsigned) <input type="checkbox"/> A translation of the annexes of the International Preliminary Examination Report under PCT Article 36 <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.197 and 1.98 <input type="checkbox"/> Executed assignment document for recording. Separate cover sheet, in compliance with 37 CFR 3.28 and 3.31, are included. <input type="checkbox"/> A FIRST preliminary amendment. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. <input type="checkbox"/> A substitute specification. <input type="checkbox"/> A change of power of attorney and/or address letter. <input checked="" type="checkbox"/> Other items or information: <p>Certification Under 37 CFR 1.10</p> <p>I hereby certify that this document is being mailed to the Assistant Commissioner for Patents, Washington, D.C. 20231, via "Express Mail Post Office to Addressee" on this <u>12</u> day of April 2000, Express Mail Label No. EL209597949US</p> <p><i>Karen D. Stark</i></p>					

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U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 09/529464		INTERNATIONAL APPLICATION NO. PCT/US98/21487		ATTORNEY'S DOCKET NUMBER IRC253	
17. <input checked="" type="checkbox"/> The following fees are submitted BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):				CALCULATIONS PTO USE ONLY	
Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2) paid to USPTO and International Search Report not prepared by the EPO or JPO				\$970.00	
International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO				\$840.00	
International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2) paid to USPTO				\$690.00	
International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4)				\$670.00	
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ENTER APPROPRIATE BASIC FEE AMOUNT =				\$ 840.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).					
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	37 - 20 =	17	X \$18.00	\$ 306.00	
Independent claims	5 - 3 =	2	X \$78.00	\$	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$260.00	\$	
TOTAL OF ABOVE CALCULATIONS =				\$1146.00	
Reduction of 1/2 for filing by small entity, if applicable. A Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28)				\$	
SUBTOTAL =				\$	
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	
TOTAL NATIONAL FEE =				\$	
Fee for recording the enclosed assignments (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property				\$	
TOTAL FEES ENCLOSED =				\$1146.00	
				Amount to be refunded:	\$
				charged:	\$
<p>a. <input checked="" type="checkbox"/> A check in the amount of \$1146.00 to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. 11-0855 in the amount of \$_____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any deficiencies in the enclosed fees which may be required, or credit any overpayment to Deposit Account No. 11-0855.</p>					
<p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b) must be filed and granted to restore the application to pending status.</p>					
<p>SEND ALL CORRESPONDENCE TO:</p> <p>John S. Pratt, Esq. KILPATRICK STOCKTON LLP 1100 Peachtree Street, Suite 2800 Atlanta, Georgia 30309-4530</p>					
<p> SIGNATURE</p> <p>Name: Bruce D. Gray Registration No. 35,799</p>					

FLOOR COVERING WITH WOVEN FACE**Field of the Invention**

This invention relates to floor coverings, including carpet and carpet tile and
5 resilient sheet and tile products such as vinyl flooring.

Background of the Invention**Floor Coverings Generally**

Myriad materials have been used for flooring and floor coverings in
10 buildings, including virtually every natural and human-made material imaginable,
such as wood, stone, concrete, cork, plastics, paint, carpets, rugs, vinyl sheets and
tiles, sawdust, rushes, and animal skins, to name just a few. Rugs and carpets in a
wide variety of materials, patterns and constructions have been manufactured for
centuries, particularly for use in homes. As recently as the middle of the twentieth
15 century, carpets and rugs were virtually never used in commercial and industrial
buildings like manufacturing facilities, stores and offices. Floors in such locations
utilized "hard surface" materials like concrete, concrete compositions, wood or
sheet materials like linoleum. Beginning in approximately the late 1960's and
1970's, carpet and carpet tiles began to be used extensively in commercial and
20 "light" industrial buildings, a trend that was accelerated by the advent of new carpet
technologies that provided more durable and attractive products and by the
popularity of "open" floor plan offices.

As a result of these developments, the comfort and aesthetic appeal of carpet
and carpet tile have come to be widely expected in offices and other commercial
25 environments.

Carpets and Rugs

Carpet and rug products have unquestionably provided substantial aesthetic
benefits in commercial settings. They nevertheless have drawbacks. They are high
maintenance products that are easily soiled, difficult to clean and slow to dry when
30 cleaned with water or other solvents. Carpet and rug products wear fairly rapidly,

requiring frequent replacement. Such products are easily marked by furniture and other concentrated loads and typically do not easily accommodate wheeled traffic like carts and furniture with caster wheels.

Many of these considerations have motivated reassessment of "hard" surface floor materials. Users of commercial buildings have learned, however, to appreciate and desire the beauty, color range and design versatility of textile fiber flooring products like carpet, carpet tile and rugs.

Despite the enormous variety of prior carpet and rug structures, none exhibit all of the desirable qualities of durability, service and design flexibility desired in every application. This is in part because all conventional carpet and rug structures utilize rug or carpet yarn positioned (at least in part) in an upstanding orientation so that "cut" yarn ends or uncut loops provide the visible wear surface. This is graphically illustrated in *Encyclopedia of Textiles* (2nd ed. 19172, Prentice-Hall, Inc.) at p. 491, where the constructions of several types of carpet are illustrated.

Among other constructions, carpet and rug products have been manufactured with an upper surface or face utilizing hand knotting techniques, tufting, carpet weaving (*e. g.*, Axminster, Chenille, Velvet and Wilton weaving), and fusion bonding. As a general proposition, higher quality carpet and rug structures have utilized thicker or heavier woven fabrics containing yarns that are longer and/or more densely packed, thereby contributing to heavy "face weights." Such heavy face weight carpet and rug structures provide desirable feelings of "depth" and good wear characteristics. However, heavy face weight carpets and rugs are expensive, are typically easily crushed by concentrated loads, utilize substantial quantities of yarn, and are time consuming and somewhat difficult to produce. Particularly difficult to produce are some sophisticated patterns utilizing different color yarns. Moreover, typical loop or cut pile carpet structures derive little or no strength from the face yarn itself; such strength must typically be provided by unseen yarns, backings or other structures.

A few prior flooring products have used woven "flat" fabrics as a top layer with limited success, such as German Patent number DE 196 00 724 U1, which

discloses a flooring product having a "wear layer" on top that is a flat woven or knitted fabric.

Furthermore, historically, virtually all prior carpet and rug products have been manufactured with concern principally for cost, aesthetics and performance, and with little or no concern for the resources required to provide such components or the destination or reuse of the components after the product is removed from service.

Fibers

Fibers have been formed from a number of different fibers, including nylon, polyolefins like polyethylene and polypropylene, and polyesters, and in particular aromatic polyesters, for some time. Thermoplastic polyesters account for a large proportion of total fiber production. By comparison to nylon, thermoplastic polyesters tend to be white, tend to be more resistant to photooxidative yellowing, tend to have lower moisture uptake, and tend to be more dimensionally stable.

Two typical thermoplastic polyesters, whose development is intimately tied in with fiber production, are poly(ethylene terephthalate), known as PET or 2GT, and poly(butylene terephthalate), known as PBT or 4GT.

PET

PET is a polymer of the ester formed from the aromatic dicarboxylic acid, terephthalic acid (TA), and the aliphatic polyol, ethylene glycol (EG). Development of PET production has followed two basic paths which were at least partly dictated by the need for extremely pure starting materials to avoid chain termination or branching during polymerization. The first path makes use of a chemical process known as transesterification. TA can be produced by oxidation of p-xylene. This process, however, yields numerous impurities, and separation of pure TA per se from the reaction mixture is difficult. To resolve this problem, the TA is converted to a more easily separable ester, such as the dimethyl ester, dimethyl terephthalate (DMT). This ester is then separated, purified, and transesterified with ethylene glycol, to form low molecular weight polyester prepolymers (e.g., linear oligomers) and bishydroxyalkyl terephthalate esters. These materials are then "polycondensed"

to form the higher molecular weight PET polymer. In effect, the prepolymers and esters are polymerized with the elimination of the dihydric alcohol moieties, resulting in a much higher molecular weight polymer. Typically, the initial esterification, transesterification, and polycondensation processes are equilibrium reactions that are accelerated and driven toward completion by catalysis and removal of water, diol, or alcohol, respectively. Accordingly, the reaction vessel used for polycondensation should be one that permits glycol to escape easily from the polymerizing mass. Designs ranging from falling strands and disk-ring film generators to twin-screw agitators have been used.

As processes for producing more purified TA have been developed, processes for producing PET by direct esterification with ethylene glycol, followed by polycondensation, have become predominant. These processes are advantageous because the transesterification catalyst can be eliminated, which can avoid thermal stability problems, methanol can be replaced with water as the condensation agent, and higher molecular masses can be obtained. In addition, direct esterification at normal pressure can be achieved using precondensate as the reaction medium. This process lends itself readily to continuous production. The polycondensation step is analogous to that used in the transesterification process.

In either process, the ethylene glycol used is generally obtained by catalytic oxidation of ethylene, followed by acid hydrolysis of the resulting epoxide. The ethylene glycol should be pure and free from color forming impurities, and from traces of strong acids and bases.

The quality of the PET obtained by either process is a function of the occurrence (or lack of occurrence) of secondary reactions during polycondensation, including ether formation to produce polyoxyalkylene moieties (which can adversely affect dyeing behavior, lower thermal and ultraviolet stability, and decrease fiber strength), dehydration of glycols to form aldehydes or furans (which can cause the formation of branched or crosslinked products or gel particles, as well as discoloration), ester pyrolysis (which produces decreased hydrolysis resistance or discoloration), and adjacent carboxyl group ring formation

When the desired melt viscosity is reached, the polycondensation is quenched (for instance by discharge of the melt from the reactor under a blanket of inert gas, extrusion as a ribbon, strands, fibers, etc., and water quenched). Polymer that is not extruded directly into fiber form may then be either processed into pellets or chips for subsequent melting and fiber forming, or directly extruded into fibers if the polymerization process is continuous.

PBT

PBT is formed by polymerizing the ester of TA and 1,4-butanediol. PBT is produced by processes analogous to those used for PET production, with a heavier current reliance on transesterification of DMT. The main byproduct of this process is tetrahydrofuran (THF), which results from dehydration of the 1,4-butanediol.

PET and PBT Properties

Both PET and PBT are partially crystalline polymers having high hardness and rigidity, good creep strength, high dimensional stability, and good slip and wear behavior. PET undergoes slow crystallization sometimes requiring a nucleating agent or crystallization accelerator. Both are also recyclable, using various techniques, including remelt extrusion, hydrolysis, alcoholysis, glycolysis, and pyrolysis. PBT products tend to have higher molecular masses than PET products after polycondensation. PBT accepts dispersed dyes more easily and has better resilience and elastic recovery properties than PET. PBT has physical properties that more closely resemble nylon than does PET. However, the high cost of 1,4-butanediol has restricted the growth of PBT as a commercial fiber. As an example, PBT carpet fiber was commercialized in the 1970's by Hoechst AG, but achieved limited success due to cost.

PTT

Another aromatic thermoplastic polyester suitable for fiber use is poly(trimethylene terephthalate), known as PTT or 3GT. This polymer results from the polymerization of TA and 1,3-propanediol, and has become commercially feasible due to the development of more efficient processes for production of 1,3-propanediol. PTT melts at around 228 °C and has a glass transition temperature

between 45°C and about 90 °C, depending on the degree of crystallinity, which is typically around 50%. It can be extruded at temperatures of around 255°C to around 270 °C, which can be handled by standard carpet fiber extrusion machines, and is thermally stable in melt extrusion. The polymer has low moisture absorption, and is suitable for carpet fibers because of its exceptional resistance. However it crystallizes very readily.

Fibers made from PTT tend to have better elastic recovery than fibers made from either PET or PBT, and PTT does not exhibit the irreversible deformation that can be found with PET. PTT fibers have an ability to recover from bending similar to that of nylon fibers. PTT is also heat settable, and has a stable crimp, due to its glass transition temperature, which is above room temperature. PBT, by contrast, is not heat settable.

While exhibiting desirable physical characteristics similar to those of nylon, PTT has better dyeing and staining properties than does nylon. Like PET and PBT, PTT is without dye sites for acid dyes, and so is resistant to most staining materials. PTT has a glass transition temperature lower than that of nylon (although still above room temperature). This allows PTT to disperse dye at atmospheric boil without a carrier. In addition, PTT fibers appear to have a more uniform dyeability than nylon because their dye uptake is relatively insensitive to the bulk and twist of the fibers, and to the process and heat setting conditions of their production. PTT fibers have a disperse dye uptake temperature of around 60 °C, which is sufficiently low to allow dyeing at atmospheric boil, as discussed above, but sufficiently high to provide resistance to staining by hot stains, such as hot coffee. In this respect, PTT is superior to Nylon 6 and Nylon 6,6, both of which are easily stained at low temperatures if they are not provided with additional stain protection. PTT exhibits superior stain resistance to all but oily stains, such as motor oil and shoe polish

PDCT

Another thermoplastic polyester used for certain fibers is poly(1,4-dimethylenecyclohexane terephthalate), or PDCT. This can be produced in a manner similar to that used for PET and PBT, by transesterifying DMT with 1,4-

cyclohexanedimethanol (itself produced by exhaustive hydrogenation of DMT). The result is a crystalline polyester with a higher melting point than PET. This material was sold as fiber under the trade name KODEL.

Modifications of Aromatic Polyesters

5 The aromatic polyesters described above can be condensed with comonomers during production in order to modify or enhance their properties, including dyeability, elasticity, pilling behavior, shrinkage, hydrophilicity, flame resistance, etc. Additives that increase the amorphous content of the polymer, such as adipic acid, isophthalic acid, and diethylene glycol, enhance dyeability. The use
10 of adipic acid to increase the disperse dyeability of terephthalate polyester fibers is disclosed in U.S. Patent No. 4,167,541, which is hereby incorporated by reference. Salts of sulfoisophthalic acid create sites for adhesion of ionic dyes. Phosphorus compounds or bromine compounds can be added to provide flame retardancy. Polyethylene glycol (PEG) or organic sulfonates can increase hydrophilicity. PEG,
15 carbon, and metals can affect antistatic properties. Crosslinking agents can increase pill resistance by reducing tensile properties. However, the addition of comonomers can have drawbacks, such as decreased fiber strength and thermal stability, that must be balanced against these advantages.

 The raw polymers may also be compounded with additives such as
20 nucleating agents, optical brighteners, fillers, flame retardants, stabilizers, and pigments, including delustrants to remove shininess from the resulting polymer. The polymers may also be blended with other polymer materials, such as bisphenol-A-polycarbonate, polyurethanes, polycaprolactones, etc. The compounded polymers may then be remelted and further processed into fibers or filaments.

Other Fiber-Forming Polyesters

25 Analogous thermoplastic polyesters have been prepared using naphthalene-2,6-dicarboxylic acid (NDA), such as poly(ethylene 2,6-naphthalene-dicarboxylate), or PEN, which has been used in films and fibers. The NDA analog of PBT is poly(1,4-butylene naphthalene-2,6-dicarboxylate), or PBN. NDA requires a more
30 complex synthesis than TA, involving air oxidation of 2,6-dimethylnaphthalene,

which is itself produced by the catalytic cyclization and dehydrogenation of a reduced, dehydrated butyrophenone. This is obtained by reacting toluene with carbon monoxide and butene in HF and BF₃, then reducing to the carbinol and dehydrating to the olefin.

- 5 Additional polyesters that can be used to form fibers according to the present invention may desirably include polyesters available from renewable agricultural or other resources, such as vegetable or animal material, biomass, etc. For example, fibers formed of polylactic acid, such as Kanebo LACTRON polylactic acid fiber, can be used in the present invention. PLA resins are composed of chains of lactic
- 10 acid, which can be produced by converting starch from corn and other plant products into sugar and then fermenting. Water is then removed to form lactide, which is converted into PLA resins using a solvent-free polymerization. PLA polymers are expected to compete with hydrocarbon-based thermoplastics on a cost/performance basis. They provide good aesthetics (gloss and clarity) and
- 15 processability similar to polystyrene. They also exhibit tensile strength and modulus comparable to certain hydrocarbon-based thermoplastics. PLA polymers are similar to polyethylene terephthalate (PET), in that they resist grease and oil. These polymers can be processed by most melt fabrication techniques including thermoforming, sheet and film extrusion, blown film processing, fiber spinning and
- 20 injection molding. PLA polymers are also advantageous because they are biodegradeable.

Fiber Formation

- The techniques of fiber formation and yarn formation described below are generally applicable to many types of polymer fibers, in particular to many types of
- 25 polyester fibers, including those described above, with appropriate modifications as would be apparent to those of skill in this art.

- Fiber formation, as described above, may occur directly after polycondensation of the polyester, or after the polymer has been quenched and processed into chips, pellets, etc. and remelted. This intermediate formation into
- 30 solid form and remelting may sometimes be desirable to adjust the properties of the

polymer, e.g., by solid phase polymerization processes to increase molecular weight, increase the degree of crystallization, and decrease the amount of volatiles present in the product.

Fiberization of the polymer, whether occurring just after polycondensation, or after an intermediate solidification and remelting, may involve a number of different steps having significant impact on the structure and properties of the fibers that result. High throughput spinning processes, such as those used for producing staple and high tex industrial filament, generally use polymer direct from the polycondenser. Lower tex processes are generally fed from an extruder that melts and extrudes chipped polyester. Typically, the melted polymer is extruded or spun through a spinneret, forming filaments that are solidified by cooling, typically in an air current. The spun fiber is drawn, i.e., the filaments are heated to a temperature generally above their glass transition temperature and well below the melting point, and stretched to several times their original length. This helps to form an oriented semicrystalline structure and to impart desired physical properties, as discussed in more detail below. Drawing of polyester fibers may be conducted after dyeing, as disclosed in U.S. Patent No. 5,613,986 which is hereby incorporated by reference.

More particularly, the polymer melt (for PET, typically at a temperature of between about 285 °C and about 295 °C, more typically around 290 °C; for PTT, typically at a temperature of between about 245° and about 285°C) is extruded and fed to a pump, such as a low slip gear pump. The pump meters and pressurizes the flow of polymer through a spin pack. The spin pack is typically a container, a portion of which is a spinneret having a number of small holes, which are typically round having a diameter of about 0.20 to about 0.45 mm, and a length to diameter ratio of about 1.5 : 1 or larger. The spin pack is generally maintained at a uniform temperature by enclosure in a heated manifold. The polymer melt passing through the spinneret holes is in the form of filaments that are then air cooled by forced air convection in a quenching chimney or some other similar apparatus. The cooling air is controlled for velocity, velocity profile, temperature, and humidity, as these conditions can affect short term mass flow and the uniformity of orientation of the

yarn. For filament yarns, the airflow should be laminar flow, and perpendicular to the filament flow in a crossflow pattern or should be applied in a radial flow pattern. For staple fiber, turbulent or laminar flow can be used, and a variety of directions of air flow may be suitable. Solidification generally occurs within about 0.2 to about 1.5 m from the spinneret, but this distance can be lengthened when necessary by surrounding the new filaments with a hot tube or hot gas. The temperature in the spinneret should be fairly tightly controlled, and temperature fluctuations in the area where the filaments are solidifying should be avoided in order to avoid fiber instability problems.

Once the filaments have solidified, they can be converged, passed over a spin-finish applicator, and further processed or wound for later processing. The yarns produced can be categorized according to their orientation, which correlates loosely to the speed of the spinning process used to produce them. Low oriented spun yarn (LOY) is generally considered to be yarn produced by processes operating at about 500 to about 1500 m/min. Medium oriented spun yarn is produced by processes operating at about 1500 to about 2500 m/min. Partially oriented spun yarn (POY) is produced by processes operating at about 2500 to about 4000 m/min. Highly oriented spun yarn (HOY) is obtained from processes operating at about 4000 to about 6000 m/min. Fully oriented spun yarn is obtained at speeds above about 6000 m/min.

The properties and applicability of polyester fibers are strongly affected by the fiber structure, which in turn is heavily dependent on the process parameters used in the fiber formation steps. Processes having an important effect on structure and applicability include the spinning step (where spinning speed or threadline stress is significant), and the hot drawing (or stretching), stress relaxation, and heat setting (or stabilization) processes used to make the fiber.

Orientation of the fibers is a function of threadline stress, which depends upon spinning speed, and is affected by a number of process variables, including distance from the spinnerets. Increasing the take up speed of the spinning process also increases the tension of the filaments, thereby increasing orientation. The

speed at which a desired orientation is reached can be lowered by quenching the fibers in water or air. Quenching with air flow across the filaments also allows turbulent flow eddies around the filaments to be swept away, thereby allowing the filaments to act as a coherent bundle.

- 5 In drawing processes, the fibers are irreversibly stretched under sufficient stress to elongate them to several times their length. The molecular chains of the fibers become rearranged more nearly parallel to the fiber axis. This increases the orientation of the fibers, and hot drawing of low orientation fibers with relaxation (releasing of stresses of extended molecules, resulting in reduced shrinkage) is a
10 common method for producing oriented semicrystalline fibers. Heat stabilization sets the molecular structure of the fibers providing more dimensional stability. These processes can be controlled to alter the orientation and crystallinity of the fibers produced thereby. For instance, increasing the degree of stretching in the drawing step increases crystallinity and orientation, as well as tensile strength and
15 Young's modulus, but reduces elongation.

- Methods for spinning PTT into fiber are disclosed in U.S. Patent Nos. 5,645,782 and 5,662,980, which are hereby incorporated by reference. PTT can be extruded on equipment used for polypropylene or Nylon 6. While the drawing conditions may vary depending on the equipment configuration used, typical
20 polyester draw assists such as hot draw pins or hot rolls can be used. The drawn yarn is generally taken over a hot roll at a temperature of about 160 °C to about 180 °C, and can be hot air or steam textured at a temperature of about 170 °C to about 210 °C. PTT yarns can be produced having tenacities of around 2 g/d, elongations of about 50%, and bulk levels of around 40%. PTT can be twisted on wide gauge
25 equipment without a secondary finish, and can be run at commercial speeds. Twisting on narrow gauge equipment generally requires that a secondary finish be used. PTT yarns can be heat set in autoclaves, or on Suessen and Superba heat setting equipment using standard conditions.

- Weaving textiles is typically done with yarn that has been drawn in some
30 way in order to increase its orientation, although the need for drawing and the

degree of drawing needed will depend on the amount of orientation developed in the spinning process. For example, HOY and FOY yarns may be directly woven without drawing steps. LOY and POY yarn that has been wound directly after spinning must be drawn prior to weaving to increase its orientation. Yarn produced by "flat-yarn" manufacturing processes can be directly used in weaving without further drawing since a drawing step is included in their production. One such process is the draw-twist process, which is typically used with LOY or POY yarns. The yarns are drawn between a draw roll and a feed roll, which is usually heated to above the glass transition temperature. Hot pins are also sometimes used instead of a heated feed roll. Some relaxation is provided by a slower rotating relaxation roll. The draw roll may instead or additionally be heated, or a hot plate provided in the relaxation zone, particularly in the production of textile filament yarn. This can provide annealing of the polymer, allowing it to resist further shrinkage. Another process for producing flat yarn is the spin-draw process, also used with LOY yarns. For textile applications, the spin-draw process involves spinning the yarn into a draw zone with take up speeds of about 4000 to about 6000 m/min. Heated shrouds and heated relaxation stages may also be used, but are not always necessary with textile fibers.

For weaving operations, the yarns produced by the spinning and/or drawing steps are followed by processing the yarns onto beams that can hold a large number of different yarns. However, a drawing technique called warp-drawing, generally used with POY yarn feeds, draws the yarn during the beaming operation. This process can produce yarns that have superior mechanical properties (e.g., decreased fuzz, lint, and broken filaments) and good dye uniformity.

The draw ratio of the feed and draw rolls is adjusted by varying their relative speeds in order to adjust the break elongation of the fiber.

Fibers may be lubricated, finished, or oiled with materials applied at many different points in the spinning process, but typically early in the process after the fibers have solidified and cooled. Lubricants increase the uniformity and decrease breakage of the fibers. Finishes help to keep the fiber bundle together and decrease

- stray fibers. These formulations may also contain buffers, anticorrosives, biocides, antioxidants, cohesive agents, viscosity modifiers, and dye assist and dye leveling agents. Polyester fibers are naturally hydrophobic and oleophilic. This gives fabrics woven from these fibers good water repellency and stain resistance to aqueous staining agents. Finishing treatments that impart oleophobic or hydrophilic properties to the fibers can facilitate the removal of oil stains as well.

Summary of Background

- Notwithstanding the long history of carpet and rug production and variety of other existing flooring alternatives, there remains a need for flooring material that exhibits some of the characteristics of carpet and carpet tile, like design versatility, but that shares other characteristics of entirely different floorings. As compared, in particular, to conventional carpet, there is likewise a growing need for flooring structures that minimize the quantity of materials (and therefore natural resources) needed. Finally, it is also desirable to create flooring structures that can exploit fully the sophisticated computer controlled fabric-producing technologies that have recently become available.

To summarize, there exists a need for a new flooring material that:

- is easily and quickly cleaned
- requires low maintenance
- does not telegraph floor irregularities
- is resistant to damage by stiletto heels
- utilizes less energy to produce
- is durable
- easily accommodates wheeled traffic
- is economical to produce
- is recyclable
- is sufficiently hard to resist rapid and extensive deformation by concentrated loads such as those exerted by desk legs and other heavy furniture
- is very attractive

- is slip resistant
- is wet moppable
- has sound dampening qualities superior to conventional hard surface floors
- 5 • hides subfloor defects
- is impervious to water penetration
- resists stains and facilitates stain removal
- accommodates wide-ranging and colorful design
- is self-sanitizing, inhibiting microbial growth.

10

Summary of the Invention

The methods and structures of this invention provide high quality flooring that utilizes sophisticated, self-stabilizing, woven face fabric using relatively heavy “carpet weight” nylon, polyester, PTT or other yarns on modern Jacquard computer

15 controlled looms to produce flat-weave fabrics that are bonded to engineered backing structures. These structures have a relatively small thickness and therefore utilize very modest quantities of yarn with correspondingly modest face weights, but they are very hard wearing. Use of such a woven fabric in flooring and flooring tile permits production of flooring having sophisticated multi-color designs not

20 previously available in any carpet or flooring product, conserves natural resources used for forming fiber, permits production of new flooring designs quickly and, if desired, in small production quantities, and provides flooring and flooring tile that is extremely attractive, relatively inexpensive, and easy to clean, maintain and recycle. Moreover, the woven fabric of the flooring of this invention exhibits more “give”

25 and is therefore more comfortable under foot than conventional “hard” surface flooring materials, but at the same time presents a less deformable surface than a typical carpet structure with upstanding yarn ends or loops. Desired deformation characteristics and “feel” under foot may be achieved utilizing foam, composite and other backing structures together with various yarn and weave combinations.

Important among the alternative backing structures and components described below are use of urethane modified bitumen as a backing layer, use of an optional latex precoat on the fabric layer, and incorporation of an optional antimicrobial in the precoat.

5 **Brief Description of the Drawings**

Fig. 1 is a schematic side elevation view of roll goods or modular flooring constructed in accordance with this invention.

Fig. 2 is a schematic side elevation view illustrating one method of production of flooring the flooring illustrated in Fig. 1.

10 Fig. 3 is a perspective view of an alternative flooring tile or section of flooring in accordance with this invention.

Fig. 4 is a schematic side elevation view of an alternative flooring laminating line for practicing this invention.

15 Fig. 5 is a schematic side elevation view of a second alternative flooring laminating line for practicing this invention.

Fig. 6 is a schematic side elevation view of a third alternative flooring laminating line for practicing this invention.

Fig. 7 is a cross-section of flooring of this invention manufactured as illustrated in Fig. 5.

20 **Detailed Description of the Drawings**

I. Flooring Structure

25 Fig. 1 is a side elevation, schematic view of one embodiment of roll goods or modular flooring 10 constructed in accordance with this invention. Flooring 10 has a top layer of woven fabric 12 that includes yarns 13 and 15. A precoat 14 is applied to the underside of fabric 12. Bonded to precoat 14 and fabric 12 is a backing layer 16. A resilient layer 18 lies under backing layer 16, and a web of reinforcement material 20 is positioned between backing layer 16 and resilient layer 18. Finally, the bottom-most layer is a backing fabric 22.

II. Flooring Production

Fig. 2 is a schematic side elevation view illustrating one method of production of flooring 10. Beginning at the left side of Fig. 2, fabric backing 22 unrolls from a roll 24 and passes under a doctor blade 26 or other metering device that meters a desired thickness of urethane foam 28 or other material onto backing 22 to form a resilient layer 18 on top of fabric backing 22. Heat, indicated by arrows 30, may be applied to the underside of the advancing web of backing 22 and resilient layer 18 to accelerate curing of resilient layer 18. A web of reinforcement 20 is unrolled from roll 32 and passes around a roller 34 which presses the reinforcement web 22 into contact with the upper surface of resilient layer 18 so that it will be bonded to resilient layer 18. As is indicated by arrow 36, roll 34 may be positioned as desired nearer or further from doctor blade 26, so that reinforcement web 20 may be married to resilient layer 18 in a position selected by reference to the stage of curing of resilient layer 18 that has been achieved.

The advancing composite web of backing 22, resilient layer 18 and reinforcement web 20 then passes under a liquid puddle 38 and a doctor blade 40 or other appropriate metering device to apply a uniform backing layer 16 of urethane modified bitumen or other material that then passes under a press roller 42 together with reinforcement web 20, resilient layer 18 and backing 22.

Meanwhile or earlier, woven fabric 12 unrolls from a roll 44 of woven fabric 12 and passes under a puddle 46 of precoat 14 that is metered by metering roll 48 to deposit a thin layer of precoat 14 on woven fabric 12, which then passes around turn roller 50 and press roller 42. Press roller 42 presses precoat 14 and fabric 12 against the top of backing layer 16 to form flooring 10.

Each of woven fabric 12, precoat 14, backing layer 16, resilient layer 18, reinforcement web 20 and backing fabric 22 are described below in detail.

III. Flooring Components

A. Woven Fabric

1. Yarn

Woven fabric 12 may be produced from numerous yarns 13 and 15 and combinations of yarns, including, among others, polypropylene, nylon and polyester. Suitable polyesters include the poly(alkylene terephthalates) and poly(alkylene 2,6-naphthalene-dicarboxylates) discussed above. Yarns used should be very durable and range in size from approximately 600 denier to 3600 denier (total yarn denier) with low denier per filament (*e. g.*, on the order of 20 denier per filament, although denier per filament may range between about 8 and 80. Yarns of higher than 3600 denier may also be used in the weft when desired. Significantly, the yarns used in the flooring of the present invention are typically thought of as "carpet-weight" yarns, although they are used in looms normally used in weaving the lighter yarns conventionally used in computer-controlled jacquard looms for production of upholstery, drapery and other lighter weight fabrics.

Preferred warp yarns are approximately 600 denier and preferred weft or fill yarns are approximately 2400 denier. One preferred yarn may be manufactured of Shell Oil Company Corterra® PTT polymer, which is extensively described at the following address:

<http://www.shellchemicals.com/CMM/WEB/GLOBCHEM.NSF/Products/CORTERRA>. However, yarns made from other polyesters described above can also be used, including, *e.g.*, PET, PBT, PDCT, PEN, PBN, PLA, and mixtures of these fibers with each other and with other polyester and non-polyester fibers.

Although both warp and fill yarns may be any color, successful edge-to-edge seams during carpet installation may be more successful when the warp yarns are a darker color than the fill yarns.

Considerations relevant to selection of yarns in conventional carpet are relevant in selection of yarn for woven fabric 12, although some properties have dramatically different significance. For instance, resilience, the ability to regain shape after crushing, is of substantial importance in conventional pile-type carpet

with upstanding yarn, but is far less important in woven fabric 12 since the yarns in fabric 12 lie substantially parallel to the floor. Conversely, longitudinal stability with changes in humidity, moisture and temperature are relatively unimportant in yarn forming carpet pile, but such stability can be quite significant in woven fabric 12 because changes in yarn length can easily influence the size of woven fabric 12. Nylon is a yarn used in many conventional carpet products because it is highly resilient. Although nylon is relatively unstable dimensionally, that is of little concern in conventional carpet. It is easily stained, however, which is an unattractive attribute in any flooring or floor covering application. By contrast, polyester is less prone to staining than nylon, less resilient and more stable. PTT fibers, in particular, are easily dyed at atmospheric boil, yet resist staining by acidic dyes and hot disperse dyes.

A wide variety of polyesters, nylons, and polyolefins can be used in the present invention. Yarns spun from Corterra® PTT polymer have been found to be particularly suitable because of their combination of desirable physical properties, dyeability, and resistance to staining. PTT fibers produced by other manufacturers, or using different PTT formulations, would also be very suitable for the present invention. Properties of exemplary yarns suitable for the present invention are provided below in Table 1. However, yarns having different properties, and in particular yarns having higher or lower degrees of orientation, tenacity, elongation, and modules, may also be used in the present invention.

TABLE 1. PROPERTIES FOR POLYESTER FIBERS SUITABLE FOR INVENTION

PROPERTY	MATERIAL	
	NYLON	PTT
FIBER PROPERTIES		
Orientation	Medium	Medium
Tenacity	2.5 - 3.0 g/den	1.8 - 2.0 g/den
Elongation	35 - 55%	35 - 55%
Modulus	12.5 g/den	6 g/den
Evenness	< 1.0	< 1.0
Dye uptake	Good at atmospheric boil	Good at atmospheric boil
Exemplary manufacturer and trade names	NYLON 6; NYLON 66	CORTERRA (Shell)

2. Weaving Equipment and Weaving Patterns

- 5 A variety of looms known to those skilled in the art of weaving may be used to weave fabric 12, including looms that employ shuttles to carry the weft yarn

across the full fabric width and needle insertion looms that use a needle to carry the weft yarn half way and pass it to a second needle inserted from the other side.

A particular loom usable for practice of the this invention is Dornier Weaving Machine Model HTVS8/J available from Lindauer Dornier GmbH,

5 Rickenbacher Strasse 119, Lindau, Germany. Such a loom may be used with a Staubli CX 880/2688 electronic Jacquard weaving machine and harness available from Staubli Corporation, Duncan, South Carolina. This equipment permits extremely sophisticated designs to be woven, including designs requiring numerous weft yarn colors and frequent weft yarn color changes.

10 Sophisticated patterns possible on such looms include patterns that have the appearance of depth and of sculptured or three dimensional structures in an essentially flat product. Such patterns are possible, in part, because a wide variety of different colors of fill yarn are usable under control of the loom computer. Color selection may be made from a multi-colored weft bank, containing up to sixteen or
15 more colors, as contrasted with conventional carpet and rug production, in which color selection or insertion comes from warp yarns. Because the weave is essentially flat, planar stability and integrity is provided by the face fabric 12, thereby eliminating the need for: (a) a primary backing fabric or woven backing structure, as is typically required in conventional carpet and rug constructions or (b)
20 the paper or other backing typically utilized in vinyl sheet flooring.

Extremely sophisticated designs may be achieved by using a "tapestry warp." In one example of such a warp, 6,176 warp yarn ends are yellow, green, red, and blue, one color after another across the entire warp (*e. g.*, a first warp yarn is yellow, the next is green, the next red, the next blue, the next yellow, and so on,
25 repeating these four colors across the entire warp). With these warp colors, white fill yarns can be used to "shade" the warp colors lighter, and black fill yarns can be used to "shade" the warp colors darker. Any of the four warp colors can be used to "tie down" the fill yarns, making that warp yarn visible. Not unlike the three colors used in a television picture tube to create all desired colors, the warp yarns can be
30 thought of as available "pixels" of shadable and mixable color. Colored fill yarns

can also be used in addition to black and white fill yarns. The availability of shadable and mixable warp yarn colors and multiple fill yarn colors makes possible enormously varied and sophisticated designs and patterns not previously available in carpet or other conventional floor coverings.

- 5 Non-matchable patterns are sometimes desired and may be produced, making it possible to juxtaposition pieces of flooring 10 (cut roll goods or tiles or modules) cut at any point in the flooring without the need to move the juxtaposed pieces relative to each other to achieve an aesthetically pleasing appearance.

3. Edge Conditions

- 10 Where flooring 10 is cut into flooring tiles, such as eighteen inch or one-half meter squares, or where an edge of flooring 10 is exposed for some other reason, the appearance and condition of the edge can be important. In particular, it is important under such circumstances for individual yarns not to blossom and for woven yarns to maintain their positions and not "ravel" or otherwise become unsightly.

- 15 Several approaches may be utilized to avoid such "edge ravel." For instance, a variety of adhesive and other materials may be applied to the yarns before weaving or to the woven fabric 12 or flooring 10 to bond yarns together. The yarns may also be chemically or thermally melted to cause adjacent yarns or portions of adjacent yarns to fuse. If different yarns are used in the same woven fabric 12 that
20 have different melting temperatures, a controlled heat source that raises woven fabric 12 above the melting point of one or more but not all yarns in fabric 12 may be used selectively to melt or partially melt and bond the lower melting temperature yarns without melting the higher melting temperature yarn.

- 25 Similarly, fabric 12 can use bi-component fibers or yarns having different materials in a core and sheath, or having two different materials that are co-extruded to produce a yarn having different materials side-by-side. If the two yarn components have different melting points, elevation of the temperature to a temperature above the melting point of one component but below the melting point of the other component will fuse melted material in adjacent yarns, thereby
30 stabilizing yarn positions, without unduly affecting the structure of fabric 12.

Edge ravel can also be addressed by applying a coating to the edge of the fabric 12 with, for example, a foam applicator so that the fabric edge sealer soaks into fabric 12 to a distance on the order of approximately 1/4 inch from the edge of fabric 12. The objective is to bind adjacent fiber and yarn ends together and to at least the yarn parallel and closest to the edge. Fabric sealer usable for this coating can be, for instance, water based urethanes such as unsaturated or acrylated urethane polymers and oligomers, polyester urethanes, or polyfunctional acrylate monomers. Polyester urethanes, e.g., those obtained by reacting polycarboxylic acids with diols and acrylic acid to form polyester acrylates, which are then reacted with polyisocyanates, have been found to be suitable. For example, the fabric sealer may contain a polyester urethane (Stahl RU41 R065, 87% by weight), an optional crosslinker (Stahl XR2500 polyfunctional aziridine, 4% by weight) and water (9% by weight). The inclusion of a crosslinker can materially decrease the drying time of the sealer.

A seam sealer such as Interface Seam Sealer 90 can be applied between adjacent edges of the backing structure to provide a water-tight seal therebetween.

4. Dimensional Stability

Although the woven fabric 12 of flooring 10 presents some advantages in stability as compared to some prior fabric materials used in flooring, fabric 12 is nevertheless somewhat unstable with changes in environmental conditions. Sources of instability include the yarn 13 and 15 from which fabric 12 is made and the weave. Instability associated with these factors can manifest themselves in upcurled edges or overall shrinkage of fabric 12 (for instance, a square piece of fabric 12 can become rectangular instead of square because of shrinkage). This is the reason the backing design is critical. Flooring 10, particularly in the form of a tile or module, must be able to lie flat on the floor and not shrink enough to break seams in a broadloom product or cause gapping in a tile product.

Flooring 10 that will lie flat on the floor can be produced by utilizing reinforcement layer 20 as a "no-slip" or "zero-slip" layer. This is possible if reinforcement layer 20 is a layer of fiberglass as described below, because such

fiberglass is extremely stable, particularly in comparison to the other components of flooring 10

Dimensional stability is provided by placing reinforcing fiberglass into a suitable backing layer in a way that balances the rate of change of "upcurl strain," or
 5 e_u , with the rate of change of "doming strain," e_d , as atmospheric conditions, such as temperature and humidity, change with time. Upcurl strain is the displacement of the edges of the floor covering material upward, and is caused by a contraction of the floor covering material in the upper part of the material resulting from a tensile force. Doming strain is the displacement of the edges of the floor covering material
 10 downward (resulting in an upward displacement of the more central portions of the floor covering material into a dome-like shape). It is also the result of a tensile force contracting a portion of the floor covering material, however the doming force operates on the lower portions of the material.

The rate of change of upcurl strain of the composite material with changing
 15 atmospheric conditions can be described by the following equation:

$$\frac{de_u}{dAC} = \frac{d}{dAC} \left[\frac{T_u}{(A_a * E_a)} \right]$$

where e_u is the upcurl strain, AC signifies atmospheric conditions, T_u is the tensioning force causing the upcurl, A_a is the area above layer 20, and E_a is the elastic modulus of the backing material above layer 20.

20 The rate of change of doming strain of the composite material with changing atmospheric conditions can be described by the following equation:

$$\frac{de_d}{dAC} = \frac{d}{dAC} \left[\frac{T_d}{(A_b * E_b)} \right]$$

where e_d is the doming strain, AC is as defined above, T_d is the tensioning force causing the doming, A_b is the area below the layer 20, and E_b is the elastic modulus
 25 of the material below layer 20.

The heat shrinkage properties of material below layer 20, e.g., polypropylene, can be used to offset the shrinkage of the fabric above layer 20. In other words, by placing the appropriate material below layer 20 at the appropriate

time in the production process, the rate of change of A_b can be decreased, thereby increasing the rate of change of the doming strain. When the rate of change of the doming strain is maintained at a level at or above the rate of change of upcurl strain, the resulting material is dimensionally stable, and can withstand normal atmospheric changes. Utilizing nylon for yarns 13 and 15, it may be impossible to maintain this relationship in all environmental conditions encountered in a typical location where flooring 10 is used. However, it may be possible to maintain this relationship in all environmental conditions using PTT for yarns 13 and 15.

With the equations set forth above in mind, it is possible to use the tendency of polypropylene in fabric backing 22 (below layer 20) to shrink in the presence of heat to offset the propensity of fabric 12 (above layer 20) to shrink. By choosing the fabric backing 22 carefully and placing the layer 20 in the composite structure 10 at the right time during the manufacturing process, it is possible offset the shrinkage tendency in the fabric 12. For example, fabric backing 22, which may be made of a woven heat-shrinkable polyolefin, can be placed first, and covered with a polyurethane foam. The exothermic heat of reaction of the isocyanate and the polyol heat the polyolefin, causing some shrinkage to occur. By placing the layer 20 onto the polyurethane foam at the appropriate time, the shrinkage of the polyolefin can be effectively "frozen" and balanced against the forces imposed on the composite by the materials added "above" the layer 20. The determination of the appropriate time for adding the layer 20 can be determined empirically by varying the time of application of layer 20 (which should be understood to include varying the point in the production process at which layer 20 is applied), assembling the composites, and testing them under varying atmospheric conditions for dimensional stability, e.g. by measuring the change in area and/or the net upcurl or doming force or strain experienced by the composite. Using this method of controlling the assembly of the composite material allows the yarn 13 and 15 in fabric 12 to go through normal physical changes in response to atmospheric changes without being affected enough to cause the entire composite flooring 10 to be dimensionally unstable.

Example 1 -- Woven Fabric

One woven fabric 12 usable to produce flooring 10 is woven on the above described Dornier loom and Jacquard weaving machine and harness using warp yarn consisting of PTT 10 denier per filament 600 denier yarn. All warp yarn is
5 black to enhance "seamability." Weft or fill yarn is multiple colors of 10 denier per filament 2400 denier nylon, or preferably PTT, yarn. As noted above, more sophisticated aesthetic designs can be achieved using, as an alternative to all black warp yarns, a tapestry warp of yellow, green, red and blue yarns. As also noted above, fill yarns may include white and black yarns as well as colored yarns.

10 **B. Precoat**

Precoat 14 may serve three or more functions. Precoat 14 may bond yarns within fabric 12 to each other, thereby stabilizing fabric 12 and assisting in preventing edge ravel; it may provide a material to which the material of backing layer 16 bonds more readily than it bonds to fabric 12, and it may serve as a carrier
15 and reservoir for antimicrobial or other materials that are intended migrate into and through fabric 10 as well as for flame retardant materials.

Although precoat 14 may serve as an adhesive to bond fabric 12 to backing layer 16, it may be desirable for the bond to be sufficiently weak that fabric 12 can be stripped off of backing layer 16 in order to recycle the components of flooring
20 10.

Precoat 14 may be a highly frothed ethylene vinyl acetate or acrylic latex to which is added an antimicrobial such as Intersept® antimicrobial, which is available from Interface Research Corporation, Kennesaw, Georgia and is included at a concentration of approximately slightly less than 7% by weight of the weight of the
25 face yarn fibers of the flooring 10. As an example of the frothing, the mixture may be frothed with a blow ratio of 2.8, which means that the cup weight of the unfrothed mixture is 2.8 times that of the frothed mixture. Precoat 14 may be applied in a very thin layer from which the water evaporates quickly, leaving a layer weighing on the order of approximately 1.8 - 3.5 ounces of precoat (dry weight) per

square yard of flooring 10, and preferably approximately 1.8 ounces per square yard. The following Example 2 sets forth a usable precoat formulation.

Example 2 -- Precoat

<u>Parts per hundred resin (phr)</u>	<u>Component</u>
55	E-190 base latex from National Starch ¹
55	water
1	sage (natural foaming agent)
2.2	Para-Chem 277 thickener ²
1.5	Intersept® Antimicrobial ³
2.2	Eagleban SP-120 (phosphorus/bromine dispersion flame retardant) ⁴

¹ National Starch and Chemical Company, 195 Ottley Drive, N.E., Atlanta, GA 30324.

² Para-Chem, Hwy 14 / PO Box 127, Simpsonville, South Carolina 29681.

³ Interface Inc., 2589 Paces Ferry Rd., Atlanta, GA 30339. Intersept is a phosphorus/amine containing antimicrobial composition

⁴ Eagle Systems Corporation, P.O. Box 888018, Atlanta, GA 30356

Precoat 14 is direct coated onto fabric 12 with an overdriven, weighted roll with a roll to web ration of 1.3 (meaning that the roll surface speed is 1.3 times the surface speed of the web in contact with the roll).

C. Fabric Stabilizing Layer

5 If desired, a fabric 12 stabilizing layer (not shown in Fig. 1 but shown in Figs. 3 and 7) of fiberglass (such as DURA-GLASS® 7613 non-woven fiberglass fleece sold by Schuller Mats & Reinforcements, P. O. Box 517, Toledo, Ohio 43687-0517) may be bonded to the underside of fabric 12 with precoat 14 or an alternative adhesive material.

10 **D. Backing Layer**

Backing layer 16 may be a wide variety of materials, depending on the properties desired. For instance, in may be any of a wide variety of solid, semi-solid, resilient, and foamed plastic and thermoplastic materials, including natural and synthetic rubber, polyvinyl chloride, polyurethane, atactic polypropylene and
15 hot melts, such as low density to high density EVA hot melts, polyethylene and others.

As an alternative to these and other conventional backing materials, backing layer 16 may be a urethane-modified bitumen composition chemically similar to the bitumen including a thermosetting amount of, e.g., a hydroxyl-terminated
20 polybutadienepolyisocyanate urethane polymer disclosed for use as an adhesive in U. S. Patent No. 5,096,764 to Terry *et al.*, which is incorporated herein in its entirety by reference. While backing layer 16 has adhesive properties in this application, it is utilized not merely as an adhesive but to provide desired weight and other physical properties. Among those properties provided by this urethane-
25 modified bitumen composition, it is pliable, can be stretched and has some memory.

Backing layer 16 may be any desired thickness, depending on the service and other requirements of flooring 10. It should typically range in thickness between approximately 30 and 60 mils, should preferably be between 30 and 40 mils, and most preferably should be approximately 32 mils thick. The weight of backing
30 layer 16 will also vary widely depending on the material chosen and service

requirements. Typical weights of backing layer 16, if modified bitumen as described below is used, will range between approximately 10 and 60 ounces per square yard. A preferred weight is approximately 32 ounces per square yard.

- 5 A usable composition of modified bitumen for layer 14 is described in the following Example 3, which provides the amounts and identity of starting materials combined and reacted to form the urethane-modified bitumen used in the backing of the present invention.

Example 3 -- Backing Layer

<u>Component</u>	<u>Preferred number of parts per hundred bitumen</u>	<u>Range in wt% based on final composition</u>
Propane D Asphalt (Shell bitumen)	100	25 - 40, more particularly 27 - 33
Calcium Carbonate	175	45 - 65, more particularly, 55 - 65
R45HT Poly BD (Atochem polybutadiene polyol)	31.95	3 - 20, more particularly 4 - 16
143L (Dow Chemical Co. diphenylmethane diisocyanate)	4.8	0.4 - 3.5, more particularly 0.6 - 2.4

The components may vary by as much as ± 10 pph. The amount of isocyanate added is generally proportional to the amount of polyol used, generally around 15%. The formulation set forth above can be modified by adding a catalyst for the reaction between the polyol and the polyisocyanate, and/or by substituting aluminum trihydrate (ATH) for calcium carbonate up to approximately twenty-five percent (25%) of the calcium carbonate. For instance, a backing layer formed by reacting 100 parts Shell Propane D Asphalt, about 43.75 parts aluminum trihydrate, 131.25 parts calcium carbonate, 32.01 parts R45HT Poly BD, and 4.785 parts Iso 265 diisocyanate would be suitable for use as a backing in the present invention.

E. Reinforcement Web

Reinforcement web 20 stiffens and stabilizes flooring 10 and may be a number of different materials such as fiberglass, ceramic fibers, polyester, a PET/polyester blend or a PET/nylon blend. Among these alternatives, a preferred material for web 20 is non-woven fiberglass fleece, such as Schuller 7613 fiberglass fleece weighing approximately 1.3 ounces per square yard.

F. Resilient Layer

Like backing layer 16, resilient layer 18 may also be a wide variety of materials, depending on the properties desired. For instance, it may be any of a wide variety of solid, semi-solid, resilient, and foamed plastic and thermoplastic materials, including natural and synthetic rubber, polyvinyl chloride, polyurethane, atactic polypropylene and the modified bitumen described above. Resilient layer 18 may also have a variety of different densities, weights and thicknesses, depending on the properties desired. A preferred material for resilient layer 18 is polyurethane foam on the order, for instance of approximately 125 mils in thickness. A usable urethane foam formulation is set forth in the following Example 4. (Textile Rubber & Chemical Company is located at 1300 Tiarco Drive, Dalton, Georgia.)

Example 4 -- Resilient Layer

<u>Component</u>	<u>Parts</u>
Textile Rubber and Chemical Co. FP-C433 polyol	6.05
Textile Rubber and Chemical Co. C-344 KD isocyanate	1

G. Fabric Backing

5 Fabric backing 22 may be selected from a wide variety of conventional synthetic and natural backing materials, including various woven and non-woven fabrics. A preferred material for backing 22 is ActionBac® 3872 woven polypropylene carpet backing available from Amoco Corporation.

Flooring 10 has good physical properties. Among them:

- wear resistance is good
- 10 • stain resistance is good
- soil resistance is excellent
- flame resistance is good
- smoke emission is low
- resilience is comparable to conventional commercial carpet
- 15 • liquid permeability is essentially zero
- “cleanability” is excellent; the produce is “moppable”
- stability is good, particularly when using polyester family fibers

- sound attenuation is good (better than conventional hard surface flooring).

IV. Alternative Embodiments

A. Flooring Structure

5 Fig. 3 illustrates a section of flooring or flooring tile 110 of this invention comprising a woven fabric 12 bonded to a stabilizing substrate 114, which is in turn bonded to a secondary backing 126 that might, for instance, be a latex or urethane foam or a solid polyvinyl chloride layer within which additional materials such as fillers and additional strengthening, stiffening and stabilizing layers of fiberglass or
10 other materials may also be incorporated.

In each flooring structure 110 of this invention, the fabric 12 is woven, typically utilizing nylon, polypropylene or polyester yarns, and preferably on a computer controlled Jacquard loom.

B. Flooring Production

15 Fig. 4 is a side elevation, schematized view of apparatus for producing a "face cloth" 118 in accordance with this invention. Face cloth 118 has a woven fabric 112 bonded to a stabilizing substrate or layer 114 with polyvinyl chloride adhesive 128. A roll 120 of woven fabric 112 is unwound into an accumulator 122 and travels from there to a conveyor belt 124 on which woven fabric 112 lies as it
20 moves from left to right in Fig. 2. Meanwhile, stabilizing layer 114 is unwound from roll 26 and initially travels right to left in Fig. 4 in order for a layer of polyvinyl chloride 128 to be applied to it by a vinyl applicator 130. Vinyl 128 may typically be applied to stabilizing layer 114 in a layer approximating 5 to 100 ounces per square yard, preferably 10 to 50 ounces per square yard, and most
25 preferably 20 to 30 ounces per square yard. Stabilizing layer 114 with polyvinyl chloride 128 applied thereto is married to woven fabric 12 by, for instance, pinching stabilizing layer 114 and woven fabric 12 between a roller 132 and conveyor belt 124. The thus-married composite of woven fabric 12 and stabilizing layer 114 with polyvinyl chloride 128 there between then passes through a heating zone 134 and a

cooling zone 136 to produce composite face cloth 118 that may be accumulated in a roll 138.

An alternative laminated flooring 140 may be produced as is illustrated in Fig. 5. Flooring 140 includes a woven fabric 12 bonded to a fiberglass layer 142
5 utilizing urethane-modified bitumen 156. Fiberglass layer 142 is in turn bonded with polyurethane foam 146 to a secondary backing 144 (such as a woven polypropylene backing like Action-Bac® secondary backing available from Amoco Corporation).

As may be seen in Fig. 5, woven fabric 12 travels left to right and may pass
10 through a pre-conditioning stage 148 where woven fabric 12 is subjected to preconditioning by heating and or steaming to normalize or pre-shrink the material. Fiberglass layer 142, which may typically be a woven or non-woven fleece or net substrate, also travels left to right at the same time that backing 144 moves in the same direction. Backing 144 passes onto a conveyor belt 150 where polyurethane
15 foam 146 is deposited and gauged with a roller, knife, doctor blade or other gauging means 152 to provide a polyurethane foam layer of desired thickness. Backing 144 with polyurethane layer 146 is then brought into contact with fiberglass layer 142, which can occur on conveyor belt 150 or, as is illustrated in Fig. 5, may occur on a second conveyor belt 154. Urethane-modified bitumen adhesive 156 is then
20 deposited on fiberglass layer 142, and woven fabric 12 is pressed into contact with adhesive 156 under lamination rollers 158 to bond woven fabric 12 to fiberglass layer 142. Some of the adhesive material 156 may also be forced through fiberglass layer 142 into contact with polyurethane foam 146 on backing layer 144. Alternatively, polyurethane foam 146 contacts fiberglass layer 142 while foam 146
25 is still tacky, thereby bonding to layer 142. Woven fabric 12, fiberglass layer 142, foam 146 and backing layer 144 are then bonded into a composite flooring structure 140.

Urethane-modified bitumen adhesive 156 may be a bitumen modified to possess thermosetting properties, such as bitumens including a thermosetting
30 amount of, e.g., a hydroxyl-terminated polybutadienepolyisocyanate urethane

polymer. Typical suitable urethane-modified bitumen adhesives are disclosed in U.S. Patent No. 5,096,7164 to Terry *et al* and described above.

Fig. 7 illustrates a cross section of the composite flooring structure 140 manufactured as illustrated in Fig. 5. Woven top cloth 12 is bonded to fiberglass 142 with urethane-modified bitumen 156. Fiberglass 142 lies above polyurethane foam 146 and is backed with a woven polypropylene secondary backing 144.

An alternative face cloth production technique is illustrated in Fig. 6, where woven fabric 12 is bonded to stabilizing substrate 160 with hot melt adhesive 162. Woven fabric 12 travels left to right in Fig. 6, where it passes under a hot melt adhesive applicator 164. Meanwhile, stabilizing substrate 160 initially travels down and right to left in Fig. 6, where it is married to woven fabric 12 with hot melt adhesive 162. This marriage occurs as woven fabric 12, hot melt adhesive 162 and stabilizing substrate 160 pass between laminating rollers 166. Hot melt adhesive laminated face cloth 168 then travels through a cooling zone 170, where it may travel on top of a conveyor belt 172. After hot melt adhesive 162 is adequately solidified, face cloth 168 may be rolled or, alternatively, pass directly into additional processing apparatus that may, for instance, bond a secondary backing thereto. Hot melt adhesive 162 may be typically a nylon, polypropylene, polyester, acrylic or bitumen-based adhesive, and stabilizing substrate 160 may be of glass, polypropylene, nylon, natural fiber or polyester.

We claim:

- 1 1. Floor covering, comprising:
2 a woven fabric top layer,
3 a backing layer positioned below the fabric top layer, and
4 a backing fabric below the backing layer.

- 1 2. The floor covering of claim 1, further comprising a reinforcement
2 web under the backing layer.

- 1 3. The floor covering of claim 1, in which the woven fabric top layer is
2 woven on a jacquard loom.

- 1 4. The floor covering of claim 3, in which the woven fabric comprises
2 polyester yarn.

- 1 5. The floor covering of claim 4, in which the polyester is selected from
2 the group of polyethylene terephthalate, polybutylene terephthalate,
3 poly(trimethylene terephthalate), poly(1,4-dimethylenecyclohexane terephthalate),
4 poly(ethylene 2,6-naphthalene-dicarboxylate), and polylactic acid.

- 1 6. The floor covering of claim 3, in which the woven fabric top layer
2 comprises yarn of 600 to 3600 denier (total yarn denier) having 8 to 80 denier per
3 filament.

- 1 7. The floor covering of claim 6, in which yarn in the woven fabric top
2 layer comprises yarns of 600 and 2400 total yarn denier having 20 denier per
3 filament.

1 8. The floor covering of claim 4, in which the polyester yarn comprises
2 PTT yarn.

1 9. The floor covering of claim 1, further comprising a precoat layer
2 between the woven fabric top layer and the backing layer.

1 10. The floor covering of claim 9, in which the precoat comprises highly
2 frothed ethylene vinyl acetate or acrylic latex.

1 11. The floor covering of claim 10, wherein the precoat is formed by
2 applying a highly frothed ethylene vinyl acetate or acrylic latex to the underside of
3 the woven fabric top layer.

1 12. The floor covering of claim 11, in which the precoat further
2 comprises an antimicrobial.

1 13. The floor covering of claim 12, in which the antimicrobial comprises
2 a phosphorus amine antimicrobial.

1 14. The floor covering of claim 9, in which the precoat comprises a base
2 latex, water, a foaming agent, thickener and flame retardant.

1 15. The floor covering of claim 9, in which the precoat further comprises
2 an antimicrobial.

1 16. The floor covering of claim 1, further comprising a fabric stabilizing
2 layer adjacent to the fabric top layer.

- 1 17. The floor covering of claim 16, in which the fabric stabilizing layer
2 comprises a web of non-woven fiberglass fleece.
- 1 18. The floor covering of claim 1, in which the backing fabric comprises
2 woven polypropylene carpet backing.
- 1 19. The floor covering of claim 1, further comprising a resilient layer
2 positioned between the fabric top layer and the backing layer.
- 1 20. The floor covering of claim 19, in which the backing layer is
2 urethane-modified bitumen.
- 1 21. The floor covering of claim 20, in which the backing layer weighs
2 between approximately 10 and 60 ounces per square yard.
- 1 22. The floor covering of claim 2, further comprising a resilient layer
2 between the backing layer and the backing fabric.
- 1 23. The floor covering of claim 22, in which the resilient layer comprises
2 polyurethane foam.
- 1 24. The floor covering of claim 2, in which the reinforcement web
2 comprises non-woven fiberglass fleece.
- 1 25. The floor covering of claim 24, in which the fiberglass fleece weighs
2 approximately 1.3 ounces per square yard.
- 1 26. Floor covering comprising:
2 (a) a woven fabric top layer comprising polyester yarn,

- 3 (b) a layer of urethane modified bitumen below the fabric top
4 layer,
5 (c) a layer of polyurethane foam below the layer of urethane-
6 modified bitumen,
7 (d) a fiberglass fleece web positioned generally between the
8 urethane modified bitumen and the polyurethane foam, and
9 (e) a web of woven polypropylene carpet backing below the
10 polyurethane foam.

1 27. The floor covering of claim 26, further comprising a latex precoat
2 containing an antimicrobial on the underside of the woven fabric top layer.

1 28. A method for producing floor covering, comprising the steps of:
2 (a) weaving a face fabric on a loom,
3 (b) forming a layer of resilient material,
4 (c) bonding the resilient layer to a web of backing fabric,
5 (d) forming a backing layer,
6 (e) positioning a reinforcement web between the backing layer and
7 the resilient layer,
8 (f) bonding the backing layer and resilient layer together with the
9 reinforcement web between the backing and resilient layers, and
10 (g) bonding the face fabric to the backing layer.

1 29. The method for producing floor covering of claim 28, in which the
2 face fabric is woven on a jacquard loom.

1 30. The method for producing floor covering of claim 28, in which the
2 resilient material comprises polyurethane foam.

1 31. The method for producing floor covering of claim 28, in which the
2 backing fabric comprises woven polypropylene.

1 32. The method for producing floor covering of claim 28, in which the
2 backing layer comprises urethane modified bitumen.

1 33. The method for producing floor covering of claim 28, in which the
2 reinforcement web comprises nonwoven fiberglass fleece.

1 34. The method for producing floor covering of claim 28, further
2 comprising the step of applying a precoat to the face fabric before bonding the face
3 fabric to the backing layer.

1 35. The method for producing floor covering of claim 34, further
2 comprising the step of incorporating an antimicrobial in the precoat.

1 36. A method for providing a continuous floor covering on a floor
2 comprising the steps of:

3 (a) positioning on the floor sections of floor covering completely
4 covering the floor area to be covered, the floor covering comprising a woven fabric
5 top layer, a bottom layer of woven polypropylene carpet backing, and at least one
6 layer between the woven fabric top layer and the woven polypropylene carpet
7 backing,

8 (b) cutting the floor covering so that edges of adjacent sections of
9 floor covering are abutting,

10 (c) applying adhesive between the underside of the carpet sections
11 and the floor,

12 (d) applying fabric edge sealer to adjacent fabric top layer edges,

- 13 (e) applying carpet seam sealer to at least adjacent carpet backing
14 edges, and
15 (g) with the floor covering sections positioned on the floor with
16 edges positioned in abutting relationship, permitting the adhesive, seam sealer and
17 fabric edge sealer to cure.

- 1 37. The method for providing a continuous floor covering of 36, in which
2 the fabric edge sealer is a polyester urethane.

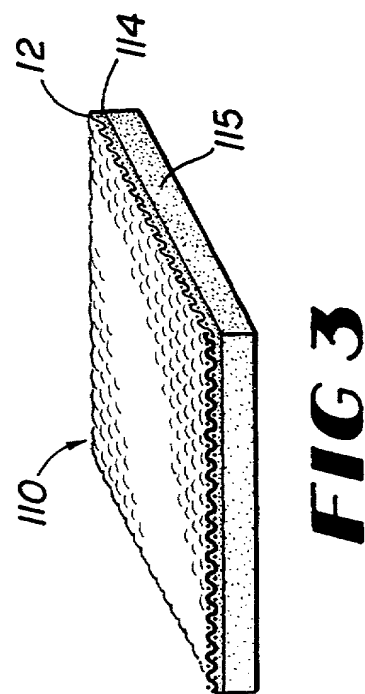
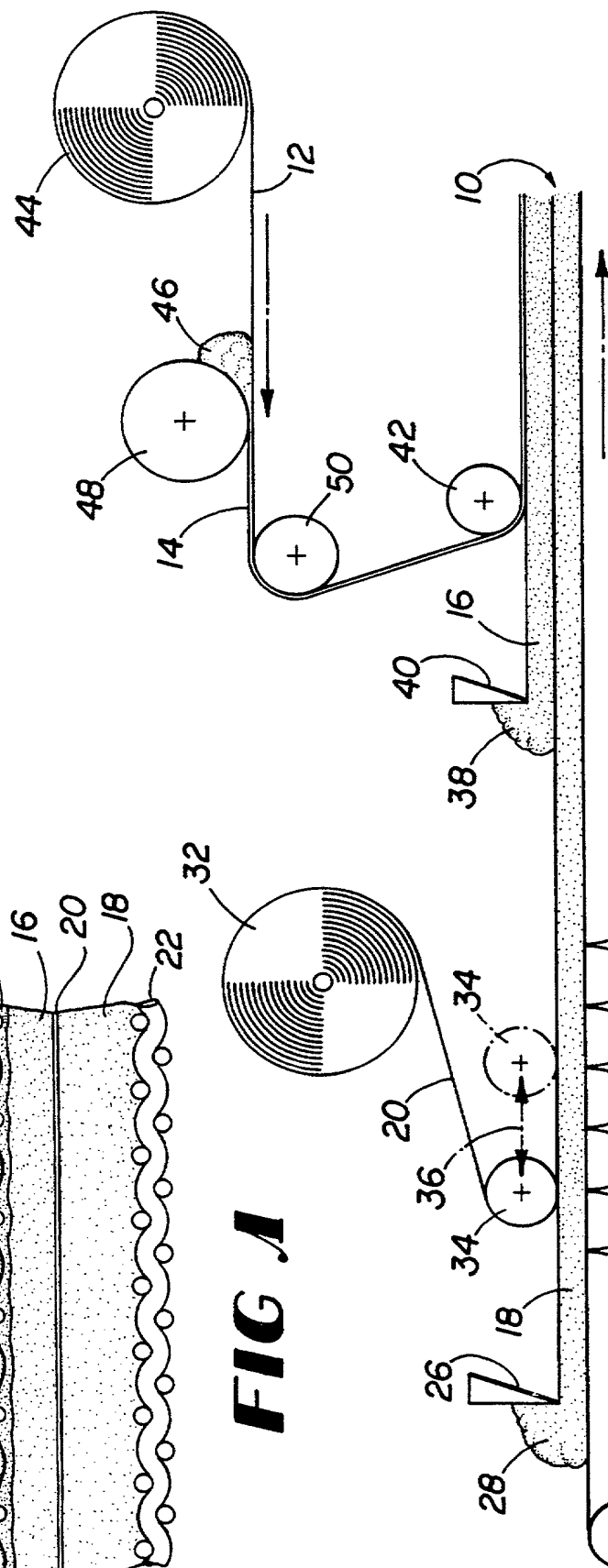
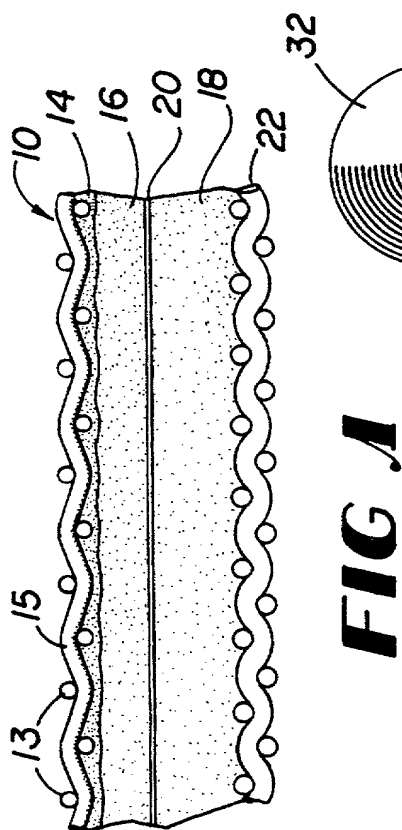


FIG 5

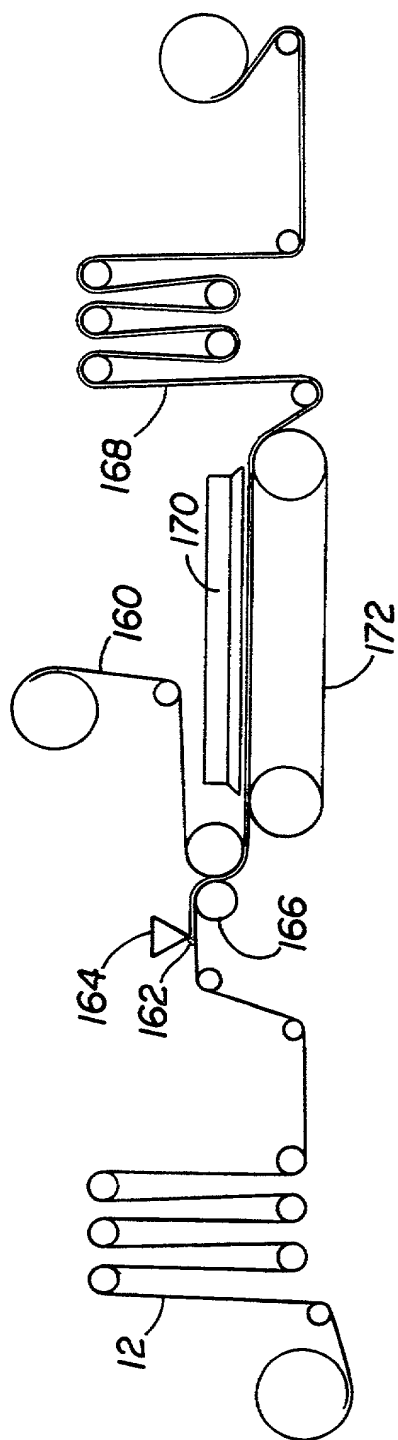


FIG 6

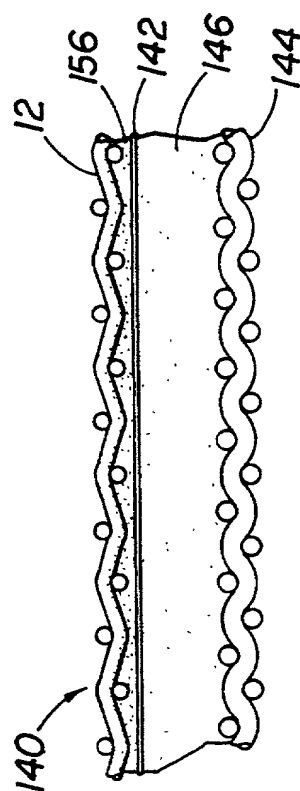


FIG 7

**FOR UTILITY
PATENT APPLICATION**

37 C.F.R. § 1.63

☐ Declaration
submitted with initial
filing

☒ Declaration
submitted after Initial
Filing (Surcharge (37
CFR 1.16(e)) required)

Attorney Docket No.

IRC253

First Named Inventor

Graham Scott

COMPLETE IF KNOWN

Application Number

09/52,464

Filing Date

12 April 2000

Group Art Unit

Unknown

Examiner Name

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

FLOOR COVERING WITH WOVEN FACE

the specification of which (check only one item below):

- ☐ is attached hereto
- ☒ was filed as United States Application Serial No. **09/529,464** on **12 April 2000** and was amended on _____ (if applicable).
- ☐ was filed as PCT International Application Number _____ on _____ and was amended under PCT Article 19 on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application(s) on which priority is claimed:

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Claimed	Certified Copy Attached?
			<input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input type="checkbox"/> NO

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)
60/062,085	October 14, 1997 (10/14/1997)
60/087,991	June 04, 1998 (06/04/1998)

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s) or PCT international application(s) designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application(s) in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application:

U.S. APPLICATIONS			STATUS (Check One)		
U.S. Application Number	U.S. Filing Date (MM/DD/YYYY)		Patented	Pending	Abandoned
PCT APPLICATIONS DESIGNATING THE U.S.					
PCT Application No.	PCT Filing Date	U.S. Serial Numbers Assigned (if any)			

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (List name and registration number)

John S. Pratt 29,476; James L. Ewing, IV 30,630; Charles W. Calkins 31,814; George T. Marcou 33,014; Dean W. Russell 33,452; Richard T. Peterson 35,320; Charles T. Simmons 35,359; Bruce D. Gray 35,799; Theodore R. Harper 35,890; Geoff L. Sutcliffe 36,348; Mitchell G. Stockwell 39,389; Nora M. Tocups 35,717; Michael J. Turton 40,852; J. Steven Gardner 41,772; James J. Bindseil 42,326; Richard H. Lilley 42,803; Edwina T. Washington 43,187; Camilla C. Williams 43,992; Carl B. Massey 44,224; R. Whitney Winston 44,432; John William Ball, Jr. 44,433; Kristin L. Johnson 44,807

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PATENT TRADEMARK OFFICE

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statement may jeopardize the validity of the application or any patent issuing thereon.

Name of Sole or First Inventor:	Graham Scott		
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Post Office Address			
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Inventor's Signature and Date:	Date: 5.25.00		
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Inventor's Signature and Date:	Date: _____		
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